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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

GLOBILL.COM, LLC, a California limited  
 liability company; GLOSHOP.COM, LLC, a  
 Utah limited liability company; ZMA  
 TECHNOLOGIES, LLC a Utah limited  
 liability company

Plaintiffs,

v.

ADRIAN MATHAI, an individual; ZUBIN  
 MATHAI, an individual; OTE  
 DEVELOPMENT U.S.A., INC., a California  
 corporation; 9056-0566 QUEBEC, INC. d/b/a  
 OTE CANADA, a Canadian corporation; and  
 DOES 1 through 100, inclusive,

Defendants.

Case Number: C02-5020PJH

JOINT CASE MANAGEMENT  
 STATEMENT; STIPULATION AND  
~~PROPOSED~~ ORDER RE:  
 SCHEDULING OF NEXT FURTHER  
 CASE MANAGEMENT CONFERENCE

Honorable PHYLLIS J. HAMILTON

AND RELATED ACTIONS

1 Pursuant to the Order entered by the Court on or about September 11, 2007 (“September  
2 2007 Order”), Third-party Plaintiffs ADRIAN MATHAI, ZUBIN MATHAI, OTE  
3 DEVELOPMENT U.S.A., INC. and 9056-0566 QUEBEC, INC. d/b/a OTE CANADA (the “Mathai  
4 parties”) on the one hand, and Third-party Defendants DANIEL D. WARREN, KATHLEEN A.  
5 WARREN and WARREN ASSOCIATES LLP on the other hand (collectively the “Parties”),  
6 provide the following written update to the Court:

7 1. The United States Bankruptcy Appellate Panel entered an Order and judgment on  
8 October 11, 2006 affirming the memorandum decision rendered by the United States Bankruptcy  
9 Court for the District of Utah on March 28, 2005 denying the Chapter 7 discharge of Daniel D.  
10 Warren and Kathleen A. Warren (“the Warrens”).

11 2. The Warrens filed a “Notice of Appeal” to the United States Court of Appeals for the  
12 Tenth Circuit on or about November 9, 2006.

13 3. The Warrens filed their opening brief on or about January 31, 2007.

14 4. On or about February 5, 2007, the Court cited the Warren’s brief as deficient and  
15 granted them until February 15, 2007 to submit a corrected brief.

16 5. The Warrens filed their corrected opening brief on or about February 15, 2007.

17 6. The Mathai parties filed their responsive brief on or about March 20, 2007.

18 7. The Warrens filed their reply brief on or about April 5, 2007.

19 8. On or about April 9, 2007, the Court cited the Warren’s brief as deficient and granted  
20 them until April 19, 2007 to submit a corrected brief.

21 9. The Warrens filed their corrected reply brief on or about April 19, 2007.

22 10. On June 7, 2007, the matter was set for oral argument on August 15, 2007.

23 11. The matter was argued before the Tenth Circuit on August 15, 2007.

24 12. The Court was expected to issue a written ruling within three months of oral argument.

25 13. As of November 20, 2007, the Tenth Circuit has not issued its ruling.

26 Since no written ruling has been issued, and in keeping with the foregoing timeline, the  
27 Parties hereby propose that the Case Management Conference presently set for December 6, 2007  
28 be continued to March 7, 2008 at 2:30 p.m.

The Parties further propose that their Joint Supplemental Case Management Statement be filed on or before February 29, 2008.

Should the Tenth Circuit issue a ruling by January 7, 2008, the Parties will contact the Court for direction as to whether it wishes to set the Further Case Management Conference for a date prior to March 7, 2008.

Dated: November 21, 2007

Respectfully Submitted,  
RUBINSTEIN LAW GROUP, APLC

By: TAC  
TREVOR A. CAUDLE  
Attorneys for Third-party Counter-Claimants,  
DANIEL D. WARREN & KATHLEEN A. WARREN

DATED: November 21, 2007

Respectfully Submitted,  
LAW OFFICES OF MICHAEL JASON LEE, APLC

By: MJL  
MICHAEL JASON LEE  
Attorneys for Third-party Counter-Defendants,  
ADRIAN MATHAI, ZUBIN MATHAI, OTE  
DEVELOPMENT U.S.A., INC. and 9056-0566  
QUEBEC, INC.

**ORDER**

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that:

1. The Case Management Conference in this matter be rescheduled to March <sup>6</sup>~~7~~, 2008 at 2:30 p.m.
2. The Parties shall file their Joint Supplemental Case Management Statement on or before February <sup>28</sup>~~29~~, 2008.

**IT IS SO ORDERED.**

DATED: 11/27/07



Honorable PHYLLIS J. HAMILTON  
United States District Court Judge